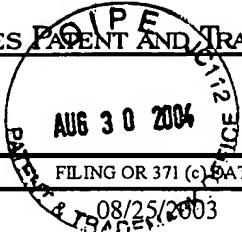




UNITED STATES PATENT AND TRADEMARK OFFICE



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/647,819	08/25/2003	Toby R. Thomas	47097-00057USPR

30223
JENKENS & GILCHRIST, P.C.
225 WEST WASHINGTON
SUITE 2600
CHICAGO, IL 60606

CONFIRMATION NO. 3299

FORMALITIES LETTER



OC000000013107610

Date Mailed: 06/30/2004

NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION

Filing Date Granted

An application number and filing date have been accorded to this reissue application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
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08/31/2004 MAHMED1 00000110 10647819

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130.00 OP

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Customer No. 30223.

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of:) Atty. Docket No.: 47097-00057USPR
Toby R. Thomas) Customer No. 30223
Samuel D. Aversa)
John D. Athens) Examiner: Not Assigned
Application No.: 10/647,819) Group Art Unit: 3721
Filed: August 25, 2003)
For: Fill-Through-The-Top Package)
And Method And Apparatus)
For Making The Same)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, Attn: Mail Stop Missing Parts, P.O. Box 1450, Alexandria, VA 22313-1450 on August 26, 2004.

Signature: Christine Kozol
Christine Kozol

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF REISSUE APPLICATION**

Commissioner for Patents
ATTN: Mail Stop Missing Parts
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the "Notice To File Missing Parts of Reissue Application" dated June 30, 2004, a copy of which is enclosed. The shortened statutory period for response is two-months from the mailing date, i.e., by August 30, 2004, and this response is being submitted within that time period. In response to the Notice to File Missing Parts of Reissue Application, the Applicants are enclosing the following:

1. Reissue Application Declaration executed by Toby R. Thomas; Samuel D. Aversa; and John D. Athens;
2. A copy of the Notice to File Missing Parts of Reissue Application – Filing Date Granted; and

3. Our check in the amount of \$130.00 to cover the surcharge for late filing of the Declaration.

The Commissioner is hereby authorized to charge any additional fees which be required, or credit any overpayment, to Deposit Account No. 10-0447, 47097-00057USPR. A duplicate copy of this Response is enclosed for that purpose

Respectfully submitted,



Date: August 26, 2004

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Attorney for Applicants